

ORIGINAL
TO U.S. COURT

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IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA
2006 JAN -5 A 9:45

DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA

PICKY WADE DAVIS # 173073

Full name and prison number
of plaintiff(s)

v. SQT. BRYANT
DONAL CAMPBELL, GARDOLYN

MOSLEY, SQT. BAXLEY, CO 1

FLOYD, CO1 WILLIAMS,

AND OTHERS, PRISON HEALTH

SERVICES, NURSE MCKINLEY

Name of person(s) who violated
your constitutional rights.

(List the names of all the
persons.)

CAPT. KENNETH SCOTTERS
OFFICER X - C.E.R.T.

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES () NO (☒)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES () NO (☒)
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) N/A

Defendant(s) N/A

2. Court (if federal court, name the district; if state court, name the county)

N/A

CIVIL ACTION NO. 2:06cv10-F
(To be supplied by Clerk of
U.S. District Court)

3. Docket number _____
4. Name of judge to whom case was assigned _____
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____
6. Approximate date of filing lawsuit _____
7. Approximate date of disposition _____

II. PLACE OF PRESENT CONFINEMENT EASTERNING CORRECTIONAL FACILITY, SB-11, 200 WALLACE DR. CUB, APT. 36017

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED SEGREGATION UNIT, B-SIDE, EASTERNING CORRECTIONAL FACILITY

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME	ADDRESS
1. <u>GUARDIAN N. MOSLEY</u>	<u>200 WALLACE DR. CUB, 36017</u>
2. <u>NURSE MCKINLEY</u>	<u>200 WALLACE DR. CUB, 36017</u>
3. <u>Sgt. BAXLEY</u>	<u>200 WALLACE DR. CUB, 36017</u>
4. <u>Sgt. BRYANT</u>	<u>200 WALLACE DR. CUB, 36017</u>
5. <u>COL FLOYD</u>	<u>200 WALLACE DR. CUB, 36017</u>
6. <u>COL WILLIAMS</u>	<u>200 WALLACE DR. CUB, 36017</u>

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED _____
DEC. 30, 2005. ABOUT 2:30-3:30 AM.

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: EIGHTH AMENDMENT VIOLATIONS

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

I WAS TAKEN FROM MY CELL, 5B-11, AT ABOUT 2:30-300 AM HAND-COPPED BEHIND MY BACK, TO THE LOBBY AND THEN SLAPPED AROUND REPEATEDLY BY SGT. BRYANT, MY EYE IS BLACK, MY TEETH ARE LOOSE, MY EAR IS STILL RINGING, COI FLOYD, COI WILLIAMS TOOK ME TO LOBBY.

GROUND TWO: FIRST AMENDMENT VIOLATIONS

SUPPORTING FACTS: I AM DENIED MY MEDICINE BAG, ANY CONTACT OR SUPPORT FROM THE NATIVE AMERICAN COMMUNITY, NO CEREMONIES OR RITUALS
Ramadhan is practiced and held for MUSLIM INMATES, CHRISTIAN PRISONERS ARE ALLOWED
Holy Bibles

GROUND THREE:

SUPPORTING FACTS: PLEASE SEE ENCLOSED
Affidavits from inmates, THOMAS ADAMS,
MICHAEL BRAZZEL, GARRETT GAINES, CEDRIC
BROOKS (FROM CIVIL ACTION # 2:05-CV-1130-T
MICHAEL ALLEN BRAZZEL, PLAINTIFF, DECLARATION OF
NAMED AFFIANTS) 12-6-05)

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU. MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

PRELIMINARY INJUNCTION, TEMPORARY RESTRAINING
ORDER, INVESTIGATION OF C.E.R.T., DECLARATORY
JUDGMENT, PUNITIVE DAMAGES, JURY DEMAND

X Ricky Wade Davis # ^{AIS} 173073
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on _____
(Date)

X Ricky Wade Davis # ^{AIS} 173073
Signature of plaintiff(s)

CERTIFICATE OF SERVICE

I, KIMBERLY CANTREY, HEREBY CERTIFY THAT I HAVE SENT A COPY OF, COMPLAINT OF RICKY DAVIS-173073, FORMER PAUPER'S AFFIDAVIT, AND THE AFFIDAVITS OF THOMAS ADAMS, MICHAEL BRATZEL, CEDRIC BROOKS, AND GARRETT BRINES TO THE LEGAL COUNSEL FOR THE ALA. D.O.C., PROPERLY ADDRESSED AND POSTAGE PRE-PAID. TO:

KIM THOMAS, LEGAL COUNSEL

301 S. RIPLEY ST.

P.O. BOX 301501

MONTGOMERY, ALA. 36130-1501

X RICKY WACK DAVIS #173073 ^{AL5}

RICKY WACK DAVIS - 173073

5B-11 E.C.F.

200 WALLACE DR.

CLD, AUBURN 36017

DONE THIS 3rd day of JANUARY, 2006

LEGAL USE ONLY